

REGISTER OF CLASSIFICATION DECISIONS

Date of entry in Register:	13 October 2000
Name of applicant/court:	Comptroller of Customs
Applicant to the Labelling Body:	Not Applicable
Title of Publication:	Raw Scans 391-450 990613
Other Known Titles:	Not Stated
Director:	Not Applicable
Producer:	Not Applicable
Publisher:	Not Applicable
Author:	Not Applicable
Format:	CD-ROM (non-film)
Country of Origin:	Not Applicable
Language:	Not Applicable

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Components of film originally examined: Not Applicable.

Feature:	Running time:
Trailers:	Running time:
	Total Running time:

Excision/Alteration: Not Applicable.

Reason(s) for Excision:

Not Applicable.

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Classification Decision:

Unrestricted.

Display Conditions:

Not Applicable.

Descriptive Note:

Not Applicable.

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Direction to issue a label has been given on: Not Applicable.

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SUMMARY OF THE REASONS FOR DECISION:

The CD-ROM entitled *Raw Scans 391-450 990613* is classified as:
Unrestricted.

The publication is a CD-ROM containing a number of photographic images of work by the British photographer David Hamilton. The subject matter of the images includes nude portraiture, still life and landscape. The images are part of a large body of material intended for inclusion in a re-release on CD-ROM of David Hamilton's previous publications.

The publication has been considered under ss3(2) and 3(3) of the Films, Videos, and Publications Classification Act 1993 (FVPC Act). Some of the images contained on the CD-ROM depict young women or girls in poses which could lend themselves to a sexual reading. However, the publication is not considered to meet the threshold of promoting or supporting, or tending to promote or support, the exploitation of young persons for sexual purposes. The combination of lighting, the nostalgic presentation, and the formal composition of the images, detract from any possible sexual reading which the images may have. The CD-ROM is considered to exploit the nudity of young persons to a limited degree.

Taking into account considerations under s3(2) and s3(3) of the FVPC Act and the fact that the publication is not intended to be made available to the public in its present form but rather is a work in progress, the Classification Office concludes that the availability of the publication is unlikely to be injurious to the public good. The decision places no limitation on the freedom of expression as set out in s14 of the New Zealand Bill of Rights Act 1990.

OFLC Ref: 9901516